

HOUSE BILL 319

R4

11r1274
CF SB 689

By: **Delegate Frush**

Introduced and read first time: February 2, 2011

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 2011

CHAPTER _____

1 AN ACT concerning

2 **Motor Vehicle Dealers – Issuance of Temporary Registration Plate – Lapsed**
3 **Security – Registration**

4 FOR the purpose of authorizing a licensed motor vehicle dealer to issue a temporary
5 registration plate to a vehicle buyer who is subject to a penalty for lapsed
6 security; establishing an exception for certain vehicles to the prohibition against
7 the Motor Vehicle Administration issuing a new registration if the vehicle
8 owner is subject to a penalty for lapsed security; making a certain technical
9 correction; and generally relating to registration of a motor vehicle owned by a
10 person who is subject to a penalty for lapsed security.

11 BY repealing and reenacting, with amendments,
12 Article – Transportation
13 Section 13–602 and 17–106(e)(3)
14 Annotated Code of Maryland
15 (2009 Replacement Volume and 2010 Supplement)

16 BY repealing and reenacting, without amendments,
17 Article – Transportation
18 Section 17–104(a) and 17–106(a)
19 Annotated Code of Maryland
20 (2009 Replacement Volume and 2010 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
22 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **Article – Transportation**

2 13–602.

3 (a) (1) **(I)** Subject to the provisions of this part, a licensed dealer may
4 issue one temporary registration plate for a vehicle to the person who buys the vehicle
5 from the dealer, whether or not the vehicle is to be registered in this State.

6 ~~[(2)]~~ **(II)** The dealer may not issue more than one temporary
7 registration for any vehicle.

8 **(2) A LICENSED DEALER MAY ISSUE A TEMPORARY**
9 **REGISTRATION PLATE TO A VEHICLE BUYER WHO IS SUBJECT TO A PENALTY**
10 **FOR LAPSED SECURITY FOR ANOTHER VEHICLE UNDER § 17–106 OF THIS**
11 **ARTICLE.**

12 (b) Before a temporary registration plate may be issued for a vehicle, the
13 buyer of the vehicle shall complete and deliver to the dealer a temporary registration
14 plate application, on the form that the Administration requires.

15 (c) On the same day that a dealer issues a temporary registration plate for a
16 vehicle, the dealer shall:

17 (1) Send to the Administration a copy of the temporary registration
18 plate application completed by the buyer of the vehicle; and

19 (2) Electronically transmit to the Administration, in the format that
20 the Administration requires, the vehicle, owner, insurance, and temporary registration
21 information contained on the temporary registration plate application.

22 17–104.

23 (a) The Administration may not issue or transfer the registration of a motor
24 vehicle unless the owner or prospective owner of the vehicle furnishes evidence
25 satisfactory to the Administration that the required security is in effect.

26 17–106.

27 (a) If the required security for any vehicle lapses at any time, the
28 registration of that vehicle:

29 (1) Is suspended automatically as of the date of the lapse effective not
30 later than 60 days after notification to the Administration that the lapse has occurred;
31 and

1 (2) Remains suspended until:

2 (i) The required security is replaced and the vehicle owner
3 submits evidence of replaced security on a form as prescribed by the Administration
4 and certified by an insurer or insurance producer; and

5 (ii) Any uninsured motorist penalty fee assessed is paid to the
6 Administration.

7 (e) (3) If the Administration assesses a vehicle owner or co-owner with a
8 penalty under this subsection, the Administration may not take any of the following
9 actions until the penalty is paid:

10 (i) Reinstate a registration suspended under this subsection;

11 (ii) ~~[Issue]~~ **EXCEPT FOR A TEMPORARY REGISTRATION AS**
12 **PROVIDED UNDER § 13-602(A)(2) OF THIS ARTICLE, ISSUE** a new registration for
13 any vehicle that is owned or co-owned by that person and is titled after the violation
14 date; or

15 (iii) Renew a registration for a vehicle that is owned or co-owned
16 by that person ~~and is titled after the violation date.~~

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2011.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.